

Agreement for Provisional Replacement Housing Payment

In the Matter of the Taking in Condemnation of Parcel INSERT PARCEL NUMBER **for**
INSERT PROJECT NAME.

This Agreement is made and entered into by and between the Washington State Department of Transportation, hereinafter "State", and the undersigned ostensible owner, hereinafter "Owner," of the previously mentioned parcel of land in condemnation as described in EXHIBIT A attached hereto and hereinafter referred to as "Displacement Dwelling":

WHEREAS, by separate stipulation or agreement, the Owner has granted the State the right to take immediate possession and use of the Displacement Dwelling of the Owner; and

WHEREAS, the State requires the Owner to move from the Displacement Dwelling of the Owner; and

WHEREAS, the Owner has requested the State pay a PROVISIONAL REPLACEMENT HOUSING PAYMENT, pursuant to chapter 8.26 Revised Code of Washington, in the amount of INSERT REPLACEMENT HOUSING PAYMENT AMOUNT based upon a maximum cost of replacement housing in the amount of INSERT MAXIMUM COST at the time of displacement.

WHEREAS, final determination of the State's acquisition price and REPLACEMENT HOUSING PAYMENT will be delayed pending final determination of JUST COMPENSATION for the taking:

NOW THEREFORE, it is agreed that —

1. Promptly following acceptance and approval hereon in writing for the State by the Secretary of Transportation or his duly authorized representative, the State will provide the previously mentioned PROVISIONAL REPLACEMENT HOUSING PAYMENT for the entitlement of the Owner.
2. Upon final determination of the JUST COMPENSATION, the State will recompute the amount of the Owner's entitlement to a REPLACEMENT HOUSING PAYMENT pursuant to chapter 8.26 RCW and will reduce the amount of the State's payment of the JUST COMPENSATION for the taking by deducting therefrom any excess of the PROVISIONAL REPLACEMENT HOUSING PAYMENT.
3. Payment of such reduced amount shall constitute full satisfaction of the JUST COMPENSATION.
4. In the event that the parcel is not acquired by the State, the Owner will, upon demand, refund to the State the full amount of the PROVISIONAL REPLACEMENT HOUSING PAYMENT together with interest thereon at the rate of 12 percent per annum. Interest shall accrue on any un-refunded balance beginning 90 days after demand by the State.

Dated this _____ day of _____, _____.

(Owner)

(Owner)

Accepted and Approved this _____ day of _____, _____.

Washington State Department of Transportation

By: _____
Title

State of Washington
County of

I certify that I know or have satisfactory evidence that _____ signed this instrument and acknowledged it to be (his/her/their) free and voluntary act for the uses and purposes mentioned in the instrument.

Dated: _____

Signature of
Notary Public _____

Title _____

My appointment expires _____

(Seal or Stamp)